

**Bold and single underline** = new language since preliminary adoption

**~~Bold, strikeout, and single underline~~** = new language added at preliminary adoption and proposed for deletion at final adoption

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## **TITLE 326 AIR POLLUTION CONTROL BOARD**

### **RULE AS PRELIMINARILY ADOPTED AND PROPOSED FOR FINAL ADOPTION WITH SUGGESTED CHANGES**

#### **LSA Document #00-70**

#### **DIGEST**

Adds 326 IAC 20-28-1, national emission standards for hazardous air pollutants for hazardous waste combustors. Effective 30 days after filing with the secretary of state.

#### **HISTORY**

First Notice of Comment Period: April 1, 2000, Indiana Register (23 IR 1738).

Second Notice of Comment Period and Notice of First Hearing: July 1, 2000, Indiana Register (23 IR 2607).

Notice of Change in First Hearing: September 1, 2000, Indiana Register (23 IR 3096).

Date of First Hearing: September 6, 2000.

Proposed Rule and Notice of Second Hearing: October 1, 2000, Indiana Register (24 IR 111).

Notice of Change in Second Hearing: February 1, 2001, Indiana Register (XX IR XXXX).

Date of Second Hearing: February 7, 2001.

#### **326 IAC 20-28**

SECTION 1. 326 IAC 20-28 IS ADDED TO READ AS FOLLOWS:

##### **Rule 28. Hazardous Waste Combustors**

**326 IAC 20-28-1 Hazardous waste combustors; applicability; incorporation by reference of federal standards**

Authority: IC 13-14-8; IC 13-17-3-11; IC 13-17-3-4  
Affected: IC 13-15; IC 13-17

**Sec. 1. (a) This rule applies to all hazardous waste combustors as provided in 40 CFR 63.1200, 64 FR 52828 (September 30, 1999)\*, including the following:**

- (1) Hazardous waste incinerators.**
- (2) Hazardous waste-burning cement kilns.**
- (3) Hazardous waste-burning lightweight aggregate kilns.**

**(b) The air pollution control board incorporates by reference 40 CFR 63, Subpart EEE, 64 FR 52828 (September 30, 1999)\*, 64 FR 63209 (November 19, 1999)\*, and 65 FR 42292 (July 10, 2000), and 65 FR 67268 (November 9, 2000)\*, National Emission Standards for Hazardous Air Pollutants for Hazardous Waste Combustors, with the exception of the following sections:**

- (1) 63.1206(a)(2), concerning sources that do not intend to comply.**
- (2) 63.1210(b), concerning notification of intent to comply.**
- (3) 63.1210(c), concerning public meeting and notice of intent to comply.**
- (4) 63.1211(b), concerning compliance progress reports associated with the notification of intent to comply.**
- (5) 63.1212(a), concerning certification of intent to comply.**
- (6) 63.1212(b), concerning sources that begin burning hazardous waste after September 30, 1999.**

**\*These documents are incorporated by reference. Copies of the Code of Federal Regulations (CFR) and Federal Register (FR) referenced in this rule** may be obtained from the Government Printing Office, Washington, D.C. 20402 or and are available for copying at the Indiana Department of Environmental Management, Office of Air Management Quality, Indiana Government Center-North, 100 North Senate Avenue, Tenth Floor, Indianapolis, Indiana. (*Air Pollution Control Board; 326 IAC 20-28-1*)